HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 1662 of 2007.

PETITIONER : Ku. Priyanka Rathore, D/o Shri Amar Singh Rathore, aged about 19 years, R/o Mukam Post Sarkhon, Tahsil – Janjgir, District Janjgir-Champa (C.G.)

VERSUS

RESPONDENTS :
1. State of Chhattisgarh, through Secretary, Department of Panchayat & Rural Development Mantralaya, D.K.S. Bawan, Raipur (C.G.).
2. Chief Executive Officer, Janpad Panchayat, Masturi, District Bilaspur (C.G.).
3. Block Education Officer, Masturi, District Bilaspur (C.G.).

Present: Shri S.K.Tiwari, Advocate for the petitioner.
Shri Ajay Dwivedi, Panel Lawyer for the State/respondent no. 1 and 3.

ORDER
(Passed on 21th March 2007)

1. The learned counsel appearing for the petitioner submits that the petitioner has been removed vide order dated 27.11.2006 (Annexure P/1) on the ground that the sports certificate issued by

the Director of Sports and Youth Welfare, Chhattisgarh, is forged one.

2. The learned counsel appearing for the petitioner further submits that the impugned order dated Annexure P/1 has been passed without affording an opportunity of hearing despite the fact that the petitioner has worked on the post for about four months.

3. Be that as it may, the respondent No. 2 and 3 are directed to enquire into the veracity and the genuineness of the sports certificate issued in favour of the petitioner after affording proper opportunity of hearing. In the event, it is found that the certificate is not genuine, the petitioner shall have no right to continue in the service. The petitioner shall be entitled to reinstatement of service if the sports certificate so produced by the petitioner is found true and correct.

4. With the above observation and in view of the foregoing, this petition is disposed of. No order as to costs.

5. Consequently, I.A. No. 1, application for grant of interim relief, stands disposed of.

Sd/-
Satish K.Agnihotri
Judge

Amit